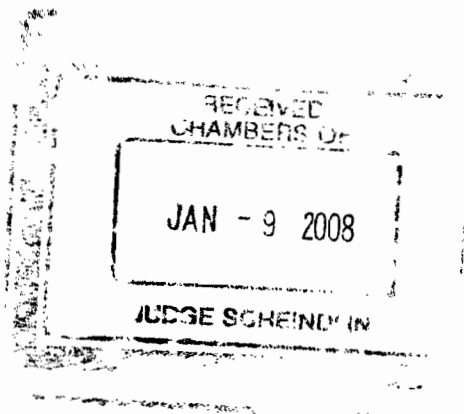


SCHINDLER

Philip L. Graham, Jr.
Jeffrey J. Chapman
SULLIVAN & CROMWELL LLP
125 Broad Street
New York, New York 10004
(212) 558-4000

Attorneys for Defendant Amgen Inc.



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SLOAN-KETTERING INSTITUTE FOR
CANCER RESEARCH,

Plaintiff,

v.

AMGEN INC.,

Defendant.

Case No. 07-CV-11408 (SAS)

**STIPULATION AND [PROPOSED] ORDER EXTENDING
TIME TO ANSWER OR TO MOVE**

WHEREAS, plaintiff filed a Complaint and Jury Demand ("Complaint") on or about December 19, 2007 and thereafter served defendant in this action with the Complaint;

WHEREAS, the defendant has requested an extension of time to answer or otherwise move with respect to the Complaint and plaintiff consents to such an extension; accordingly,

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the parties in this action that the date by which the defendant must answer or otherwise move with respect to the Complaint shall be adjourned until February 8, 2008.

Dated: January 8, 2008

Charles A. Weiss ^{33a} with permission
KENYON & KENYON LLP
Richard L. DeLucia (RD4112)
Charles A. Weiss (CW2628)
Jerry Canada (JC8945)
One Broadway
New York, New York 10004
Tel. (212) 425-7200
Attorneys for Plaintiff

Jeffrey J. Chapman
SULLIVAN & CROMWELL LLP
Philip L. Graham, Jr. (PG5028)
Jeffrey J. Chapman (JC1813)
125 Broad Street
New York, New York 10004
Tel No. (212) 558-4000
Attorneys for Amgen Inc.

SO ORDERED:

Shira A. Scheindlin
Hon. Shira A. Scheindlin U.S.D.J.

m 1/9/08